

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MAY 4, 1992
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:11 p.m. The meeting was recessed by Mayor O'Connor at 3:45 p.m. to convene the Special Council Meeting on the Clean Water Program. The meeting was reconvened by Deputy Mayor Roberts at 6:10 p.m. with Council Member Filner and Mayor O'Connor not present. Chairperson Wolfsheimer adjourned the meeting at 6:46 p.m. to meet in Closed Session on Tuesday, May 5, 1992 at 9:30 a.m. to discuss pending litigation, significant exposure to litigation and meet and confer issues in the 12th floor conference room.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Stevens-present
- (5) Council Member Behr-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (so)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

- Clerk Abdelnour called the roll:
- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present

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- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Stevens-present
- (5) Council Member Behr-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor Vernon Smith of Horizon Christian Fellowship.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Stevens.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Joshua VonVolfolk on problems in Los Angeles and rising racism.

ITEM-PC-2:

Comments by Don Stillwell on reasons for registering to vote.

ITEM-PC-3:

Comments by Art Salzberg on homelessness issues.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: A441-B230.)

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ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:
3/09/92 Adjourned
3/10/92 Adjourned

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B236-239.)

MOTION BY HARTLEY TO APPROVE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-31: PROCLAIMED

Proclaiming May 9, 1992 to be "Fire Service Recognition Day" in San Diego, and encouraging all citizens to participate in this effort.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B230-233.)

ITEM-32: (R-92-1693) ADOPTED AS RESOLUTION R-279882

Proclaiming May 4 through 8, 1992, to be "Cinco de Mayo Celebration Week" in San Diego, and encouraging all residents and City employees to attend the festivities and enjoy the cultural significance of this celebration.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B266-301, B310-317.)

MOTION BY FILNER TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

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- * ITEM-50: (O-92-124 Corr. Copy 05/07/92) ADOPTED AS ORDINANCE
O-17760 (New Series)

Amending Chapter X, Article 1, Division 5, of the San Diego Municipal Code by amending Section 101.0510 and by adding Section 101.0582, relating to Temporary Workers Camps. (Introduced on 4/20/92. Council voted 6-1. District 7 voted nay. District 2 and Mayor not present. Introduced as amended on 3/30/92. Council voted 7-2. Districts 2 and 7 voted nay.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C068-074.)

CONSENT MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING AND ADOPT ITEMS 50-52. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-nay, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-nay, Filner-yea, Mayor O'Connor-not present.

- * ITEM-51: (O-92-102 Rev.2) ADOPTED AS ORDINANCE O-17761
New Series)

Amending Chapter X, Article 1, Divisions 4 and 8, of the San Diego Municipal Code by amending Sections 101.0407, 101.0410, 101.0816 and 101.0817, relating to the Parking, Placement and Storage of Recreational Equipment in Residential and Single Family Zones.

(Introduced as amended on 4/21/92. Council voted 7-1. District 5 voted nay. District 8 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C068-074; C141-149.)

CONSENT MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING AND ADOPT ITEMS 50-52. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-nay, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

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* ITEM-52: (O-92-134) ADOPTED AS ORDINANCE O-17762 (New Series)

Amending Ordinance No.O-17748 (New Series) adopted March 16,1992, by amending Section 3 relating to the effective date of the provisions for correctional facilities (work furlough facilities) within the Coastal Zone.

(Introduced on 4/21/92. Council voted 8-0. District 3 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C068-074.)

CONSENT MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING AND ADOPT ITEMS 50-52. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-100:

Three actions relative to the final subdivision map of North Creek Areas 14, 15, 16, 17 and 18, Unit No. 1, a five-lot subdivision located northeasterly of Poway Road and Sabre Springs Parkway: (Sabre Springs Community Area. District-5.)

Subitem-A: (R-92-1676) ADOPTED AS RESOLUTION R-279883

Authorizing the execution of a Subdivision Improvement Agreement with Pardee Construction Company, for the installation and completion of public improvements.

Subitem-B: (R-92-1675) ADOPTED AS RESOLUTION R-279884

Approving the final map.

Subitem-C: (R-92-1677) ADOPTED AS RESOLUTION R-279885

Approving the acceptance by the City Manager of a grant deed of Pardee Construction Company, granting to the City Lot 3 of North Creek Areas 14, 15, 16, 17 and 18, Unit 1.

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FILE LOCATION: Subitems A and B: SUBD-North Creek Areas 14,
15, 16, 17 and 18, Unit No. 1; Subitem-C:
DEED F-5811 DEEDFY92-1 CONFY92-1

COUNCIL ACTION: (Tape location: C074-086.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by Hartley.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

*** ITEM-101:**

Five actions relative to the final subdivision map of
N.C.W. Neighborhood 7, Unit 16 A, a two lot
subdivision located on the east side of El Camino Real,
north of Del Mar Heights Road: (Carmel Valley Community
Area. District-1.)

Subitem-A: (R-92-1635) ADOPTED AS RESOLUTION R-279886

Authorizing the execution of a Subdivision Improvement
Agreement with Pardee Construction Company, for the
installation and completion of public improvements.

Subitem-B: (R-92-1634) ADOPTED AS RESOLUTION R-279887

Approving the final map.

Subitem-C: (R-92-1636) ADOPTED AS RESOLUTION R-279888

Authorizing the execution of a Deferred Improvement
Agreement with Pardee Construction Company, for the
installation of a 24-inch water main in the new
alignment of El Camino Real between half mile drive and
the northerly subdivision boundary, thus satisfying
Condition No. 15(a) of Tentative Map TM-85-0793,
N.C.W. Neighborhood 7, Unit 16A.

Subitem-D: (R-92-1637) ADOPTED AS RESOLUTION R-279889

Authorizing the execution of a Subdivision Offsite
Right-of-way Acquisition Agreement with Pardee
Construction Company to obtain additional right-of-way
for the existing alignment of El Camino Real.

Subitem-E: (R-92-1638) ADOPTED AS RESOLUTION R-279890

Approving the acceptance by the City Manager of a grant deed of the Commonwealth Companies, Inc., granting to the City an easement for public street purposes in a portion of the Southeast Quarter of the Southwest Quarter of Section 7, Township 14 South, Range 3 West, San Bernardino Meridian; dedicating said land as and for a public street, and naming the same Old Camino Real.

CITY MANAGER SUPPORTING INFORMATION: On September 30, 1986 the City Council of the City of San Diego sustained the decision of the Planning Commission, thereby approving Tentative Map TM-85-0793, N.C.W. Neighborhood 7, Unit 16A. The City is entering into a Deferred Improvement Agreement with Pardee Construction Company (Developer) for the installation of a 24-inch water main in the new alignment of El Camino Real between Half Mile Drive and the northerly subdivision boundary, thus satisfying Condition No. 15(a) of the Tentative Map Conditions. The plans are shown on Drawing Nos. 25937-D, sheets 1-4, Work Order No. 900807. Pardee desires to get the map recorded, and agrees, in turn, to construct the project when directed by the City. The Subdivision Offsite Right-of-Way Acquisition Agreement between the City of San Diego and the Developer results from Pardee's having been unable to acquire all of the off-siteright-of-way for Old El Camino Real as required by the City. The City agrees to acquire by negotiation or condemnation, if necessary, the required off-site right-of-way that Pardee has been unable to acquire. Pardee has agreed to deposit additional funds with the City for the approved appraised value for the required right-of-way and all closing costs. These cost include, but are not limited to, City staff time, court awards exceeding funds previously deposited, attorneys' fees, title and escrow fees, and all similar fees and costs.

FILE LOCATION: Subitems A, B, C and D: SUBD-N.C.W.
Neighborhood 7, Unit 16 A; Subitem-E: DEED
F-5812 DEEDFY92-1 CONTFY92-3

COUNCIL ACTION: (Tape location: C074-086.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by Hartley.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-102: (R-92-1657) ADOPTED AS RESOLUTION R-279891

Granting an extension of time to February 28, 1993 to
Pardee Construction Company, subdivider, to complete

the improvements required in Mira View Unit No. 1.(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On August 28, 1974, the City entered into an agreement with Pardee Construction Company for the construction of public improvements for Mira View Unit No. 1. The agreement expired on August 28, 1976. Five time extensions have subsequently been granted. The primary reason for the long time frame has been the realignment of Westview Parkway. The subdivider has requested an extension of time to February 28, 1993 in which to complete the required improvements. The improvements are approximately 90 percent complete. It is recommended that the time extension be granted since the improvements to be delayed are not necessary to serve adjacent developments or the general public. The time extension is in accordance with Council Policy 600-21.

FILE LOCATION: SUBD-Mira View Unit No. 1

COUNCIL ACTION: (Tape location: C074-086.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by Hartley.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-103: (R-92-1605) ADOPTED AS RESOLUTION R-279892

Dedicating a portion of City-owned land, being a portion of Pueblo Lot 1299, Miscellaneous Map No. 36, as and for a public street and naming the same North Torrey Pines Road.

(La Jolla Community Area. District-1.)

FILE LOCATION: DEED F-5813 DEEDFY92-1

COUNCIL ACTION: (Tape location: C074-086.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by Hartley.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-104: (R-92-1703) ADOPTED AS RESOLUTION R-279893

Approving the recommendations jointly developed by an ad hoc task force from the City, the Convention and Visitor's Bureau, and the Hotel Motel Association for the implementation of the Major Events Revolving Fund Program as stated in City Manager's Report CMR-91-462; declaring that the implementation criteria for the Major Events Revolving Fund shall include the additional recommendation that the fund ceiling be increased to a goal of \$3 million and that a minimum \$250,000 TOT funds be allocated annually to the fund in the early years of the program. (See City Manager Report CMR-91-462.)

CITY MANAGER SUPPORTING INFORMATION: At the November 6, 1991 Public Services and Safety Committee meeting, implementation criteria for the Major Events Revolving Fund was endorsed by the committee with the additional recommendation that the fund ceiling be increased to a goal of \$3 million and that a minimum \$250,000 of TOT funds be allocated annually to the Fund in the early years of the program.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C074-086.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-105: (R-92-1655) ADOPTED AS RESOLUTION R-279894

Authorizing the execution of a sixth amendment to the agreement of June 23, 1986, with the County of San Diego, in connection with Dial-A-Ride Program coupons for the Multipurpose Senior Service Program and Linkages Program.

CITY MANAGER SUPPORTING INFORMATION: The County of San Diego's Multipurpose Senior Service Program (MSSP) and Linkages program provide comprehensive case management services to low income, elderly and disabled individuals who require assistance in maintaining an independent life-style. A major aspect of both program is the funding of transportation services for clients, many of whom are City residents eligible to purchase Dial-A-Ride coupons at 75percent or 85 percent discount. The coupons enable

the individual to purchase taxicab or lift-equipped services from any of 27 registered providers. These agreements allow the County of San Diego to purchase Dial-A-Ride coupons:

(1) At 25 percent of face value for distribution to their clients who are eligible for the City's monthly allocation for taxi trips.

(2) At 15 percent for distribution to their clients who are eligible for the City's monthly allocation for lift-equipped services.

(3) At 100 percent for distribution to their clients in excess of the City's monthly allocation.

(4) At 100 percent for their clients who are eligible for the City's subsidy. The County will distribute the coupons to clients and pay the City monthly. The City entered into similar agreements with the County for FY 1986, 87, 88, 89, 90 and 91.

FILE LOCATION: MEET CONFY92-1

COUNCIL ACTION: (Tape location: C074-086.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-106: (R-92-1596) ADOPTED AS RESOLUTION R-279895

Authorizing the execution of a first amendment to agreement with Leighton and Associates, for the purpose of providing additional work on Desert View Drive; authorizing the expenditure of an amount not to exceed \$44,424.81 from the General Fund Public Liability Claims and \$146,642.95 from Transnet Interest contingent in the amendment of the SANDAG approved Transnet budget, for the purpose of providing funds for the above project; authorizing the City Manager to have the Transnet Budget amended through SANDAG to include this project. (La Jolla Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On August 5, 1991, (R-278505) City Council authorized a contract with Leighton and Associates to provide subsurface exploration of the Desert View Drive area. The subject Council action will amend this agreement to provide for additional borings as well as the design

construction oversight for a shear pin wall which will maintain the integrity of the 5600 block of Desert View Drive. We have spent approximately \$433,000 to date in preparation of litigation. Aud. Cert. 9200790.

FILE LOCATION: MEET CCONFY92-1

COUNCIL ACTION: (Tape location: C074-086.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by Hartley.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-150: (R-92-1440) CONTINUED TO JUNE 1, 1992

Adopting the proposed Waste Management Fiscal Year 1993 Revised Landfill Fee Schedule and Regulations. (See City Manager Report CMR-92-118, and Legislative Specialist Analysis PFR-92-4.)

COMMITTEE ACTION: Reviewed by PFR on 4/8/92. Recommendation to send to Council without a recommendation. Districts 5, 6, and 7 voted yea. District 3 not present.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B317-332.)

MOTION BY McCARTY TO CONTINUE TO JUNE 1, 1992 AT THE REQUEST OF THE CITY MANAGER FOR FURTHER REVIEW. Second by Behr.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-151: (O-92-118) HEARING HELD

(Continued from the meeting of April 20, 1992, Item 151, at Councilmember Stalling's request, for more input from the municipal employee's labor union.)
First public hearing in the matter of:

Amending Ordinance O-17667 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1991-92 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal

Year" by amending Document 00-17667-1, by transferring the sum of \$523,250 from the Equipment Division Motive Acquisition Fund (33) to the General Fund 100 and subsequently to the newly created "Automated Container Fund" for the purpose of funding an Automated Refuse Collection Pilot Program in the City of San Diego. (See City Manager Report CMR-91-253. Carmel Valley, Tierrasanta, Clairemont, Scripps Ranch, and Linda Vista Community Areas. Districts-1, 5, 6, and 7.)

COMMITTEE ACTION: Reviewed by PSS on 6/5/91. Recommendation to approve the City Manager's recommendations. Districts 3, 4, 5, and 7 voted yea. District 2 not present.

CITY MANAGER SUPPORTING INFORMATION: The Waste Management Department is proposing to implement a pilot project to determine the feasibility and cost effectiveness of an Automated Refuse Collection Program in the City of San Diego. The pilot areas were selected based upon a variety of demographic and geographic factors in order to assist the Refuse Collection Division establish the base criteria for future citywide expansion. The selected pilot neighborhoods are: Tierrasanta, Carmel Valley, Clairemont, Scripps Ranch, and Linda Vista. Each home in the pilot area will be provided one automated garbage container. These containers, costing approximately \$65 each, will have a 60 or 90 gallon capacity and will be equipped with wheels for easy movement. Five existing refuse vehicles will be retrofitted with automated arms in order to test the viability of automated refuse collection. The pilot program will continue for six months in order to obtain sufficient data for a valid assessment of this study. All implementation costs for the pilot program will be paid for out of existing funds. Monies have been encumbered in the equipment division vehicle pool fund. These funds were previously allocated for the replacement of four rearloader packers and the purchase of three new sideloaders. These monies will be re-programmed to retrofit five existing vehicles and purchase 8,050 containers. The Public Services and Safety Committee reviewed this item at its June 5, 1991 meeting and unanimously approved the Manager's recommendation to conduct this pilot study.

Aud. Cert. 9200681.

NOTE: Today's action is the first public hearing. See Item 332 on the docket of Tuesday, May 5, 1992, for the introduction and adoption of the Ordinance.

FILE LOCATION:

COUNCIL ACTION: (Tape location: F312-376.)

MOTION BY BEHR TO APPROVE THE FIRST HEARING WITH THE DELETION OF DISTRICTS 1, 5 AND 6 FROM THE PROGRAM. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-200: (R-92-1471) TRAILED TO MAY 5, 1992

(Continued from the meetings of April 6, 1992, Item S407, and April 20, 1992, Item 201; last continued at the City Manager's request, for further review.)

Authorizing the execution of an agreement with Nissan Motor Corporation U.S.A. for the acquisition of 20 lifeguard vehicles; and authorizing the expenditure of \$221,890, from Fund No. 50031. (Torrey Pines, La Jolla, Pacific Beach, Mission Beach and Ocean Beach Community Areas. Districts 1 and 2.)

CITY MANAGER SUPPORTING INFORMATION: On December 15, 1986, the City Council authorized a five year exclusive vehicle sponsorship agreement with Nissan Motor Corporation. During the contract period, Nissan loaned a fleet of vehicles to the City to be used by the Lifeguard Service in exchange for certain promotional rights. This agreement has resulted in a net savings to the general fund of over \$1.1 million. The contract has now expired and Nissan has declined to renew due to economic constraints. The terms of the contract require the City to return the loaned vehicles upon expiration of the contract; but the City retains the right to purchase a replacement fleet of brand new vehicles from Nissan at 50 percent off the wholesale price. We must now purchase a fleet of lifeguard vehicles from Nissan or another source. In comparing the deeply discounted prices offered by Nissan to the most recent competitive bid prices offered by other vendors, we have determined that purchasing the vehicles from Nissan will result in an estimated savings of \$95,000 over any other source. Therefore, it is recommended that Council authorize this one time purchase from Nissan Motor Corporation to purchase the following like replacement vehicles for use by the Lifeguard Services Division: ten Nissan Pathfinders, nine Nissan 4X4 pickups and one Nissan Stanza. Aud. Cert. 9200779.

FILE LOCATION:

COUNCIL ACTION: (Tape location: G400.)

ITEM-201: (R-92-1685) ADOPTED AS RESOLUTION R-279896

Council confirmation of the appointment by the Mayor of Denise E. Dimon (Economist) to serve as a member of the Board of Noise Abatement and Control, for a term ending January 1, 1994, to replace Robyn S. Phillips, whose term has expired. (See memorandum from Mayor O'Connor dated April 21, 1992 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C086-134.)

MOTION BY HARTLEY TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-202: (R-92-1648) ADOPTED AS RESOLUTION R-279897

Eliminating the proposed Del Mar Mesa site from further consideration as a potential land fill site; authorizing the execution of a Fourth Amendment to the Joint Powers Agreement with the County of San Diego to change the City's cost share from 33 percent to 40 percent; authorizing the expenditure of funds to reimburse the County of San Diego for payments to a consultant for preparation of an Environmental Impact Report for providing funds for the above project; authorizing the expenditure of funds not to exceed \$1,181,600 from the Refuse Disposal Enterprise Fund CIP-37-2540 for providing funds for the above project; approving the membership to the Citizen's Advisory Committee, as outlined in the City Manager's Report.

(See City Manager Report CMR-92-140. Future Urbanizing Area and East Elliot Community Area. Districts-1,7.)

Aud. Cert. 9200822.

FILE LOCATION: MEET CONFY92-1

COUNCIL ACTION: (Tape location: C086-134.)

MOTION BY HARTLEY TO ADOPT WITH DIRECTION TO STAFF BY COUNCIL MEMBER McCARTY TO MAKE SURE OUR CITIZEN'S ADVISORY COMMITTEE HAS INTEGRITY AND IS TAKEN CARE OF BY OUR CITY STAFF AND TO OFFER A POSITION ON THE COMMITTEE TO SOMEONE

FROM THE MISSION TRAILS REGIONAL PARK AND TO SOMEONE WITH ENGINEERING EXPERIENCE. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-203: (R-92-1692) CONTINUED TO MAY 11, 1992

Authorizing the execution of an agreement with Young Electric Sign Company for the construction of a main entrance sign at San Diego Jack Murphy Stadium at a cost not to exceed \$135,750.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B355-374.)

MOTION BY WOLFSHEIMER TO CONTINUE TO MAY 11, 1992 AT THE REQUEST OF THE CITY MANAGER TO GET THE CONTRACT EXECUTED. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-204: (R-92-1444) TRAILED TO MAY 5, 1992 AT 10:00 A.M., TIME CERTAIN

(Continued from the meeting of March 30, 1992, Item 202, and April 20, 1992, Item 205; last continued at Councilmember Hartley's request, to give the Social Service providers an opportunity to review this matter further.)

Endorsing the distribution by the Centre City Development Corporation (CCDC) of the "Social Issues Strategy: Defining the Redevelopment Agency's Role in Reducing Homelessness in Centre City San Diego 1992-2002"; concurring in the solicitation of input from the public concerning the draft Centre City Strategy; directing the City Manager to return with a report on how a City-wide homeless strategy might be developed, including the creation of a City task force to oversee its implementation. (See City Manager Report CMR-92-103.)

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FILE LOCATION:

COUNCIL ACTION: (Tape location: F072-G400.)

ITEM-205: APPROVED

(Continued from the meeting of April 20, 1992, Item 206, to be heard with a companion item. In the matter of the report from the City Attorney regarding "Clearing Outstanding Arrest Warrants for Homeless-Related Charges."

NOTE: See Item 204 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G230-400.)

MOTION BY HARTLEY TO APPROVE. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-not present, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-206: RETURNED TO THE CITY MANAGER

(Continued from the meetings of February 4, 1992, Item 334, February 18, 1992, Item 205, March 2, 1992, Item 206 and April 6, 1992, Item 201; last continued at the City Manager's request, to continue discussions with the business community and business improvement district representatives regarding a possible alteration of the business tax structure.)

In the matter of the Impact of the Business Tax Increase on the Taxicab Industry. (See City Manager Report CMR-92-10.)

COMMITTEE ACTION: Reviewed by RULES on 1/15/92. Referred to the full City Council without a recommendation. Districts 1, 2 and 7 voted yea. District 8 and Mayor not present.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B374-389.)

MOTION BY WOLFSHEIMER TO RETURN TO THE CITY MANAGER TO BE

BROUGHT BACK DURING THE BUDGET HEARINGS WITH A PROPOSED CHANGE IN THE BUSINESS TAX AND OTHER FEES FOR BETTER CONSOLIDATION AND TO REDUCE SOME OF THE ADMINISTRATIVE COSTS IN PROCESSING THESE ITEMS. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-207: RETURNED TO THE CITY MANAGER

(Continued from the meetings of February 4, 1992, Item S500, February 18, 1992, Item 204, March 2, 1992, Item 205 and April 6, 1992, Item 202; last continued at the City Manager's request, to continue discussions with the business community and business improvement district representatives regarding a possible alteration of the business tax structure.) In the matter of the responses to the proposal outlined in the Mayor's State of the City Address, regarding Business Tax Suspension for Businesses with Ten or More Employees.

(See City Manager Reports CMR-92-57 and CMR-92-38.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B374-389.)

MOTION BY WOLFSHEIMER TO RETURN TO THE CITY MANAGER TO BE BROUGHT BACK DURING THE BUDGET HEARINGS WITH A PROPOSED CHANGE IN THE BUSINESS TAX AND OTHER FEES FOR BETTER CONSOLIDATION AND TO REDUCE SOME OF THE ADMINISTRATIVE COSTS IN PROCESSING THESE ITEMS. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S400: (R-92-1730) ADOPTED AS RESOLUTION R-279898

Commending the Martin Luther King Jr. Elementary School Parent Patrol for their outstanding work on the occasion of their first year of service.

(Docketed at the request of Councilmember Filner.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A340-381.)

MOTION BY FILNER TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S401: (O-92-128) INTRODUCED AS AMENDED, TO BE
ADOPTED MAY 25, 1992

(Continued from the meeting of April 27, 1992, Item 200, at the City Manager's request, for further review.) Introduction of an Ordinance amending Chapter V, Article 2, of the San Diego Municipal Code by adding Division 97, entitled "Hate Crimes Tracking," Sections 52.9701, 52.9702 and 52.9703, requiring the collection and reporting of data regarding Hate Crimes.

(See City Manager Report CMR-92-151.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: B400-C068.)

MOTION BY BEHR TO INTRODUCE AS AMENDED WITH MINOR MODIFICATIONS TO BE PRESENTED TO THE CITY ATTORNEY BY COUNCIL MEMBER BEHR. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S402: APPROVED

(Continued from April 28, 1992, Item S410, at the City Manager's request, due to lack of time.) In the matter of a proposed new City Department relative to Code Enforcement.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F096-108.)

MOTION BY STEVENS TO APPROVE WITH DIRECTION TO THE CITY MANAGER TO RETURN ON MAY 11, 1992 WITH AN ORDINANCE FOR INTRODUCTION. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,

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Stevens-yea, Behr-not present, Stallings-yea, McCarty-yea,
Filner-not present, Mayor O'Connor-not present.

ITEM-S403: (R-92-1541) ADOPTED AS RESOLUTION R-279899

(Continued from the meeting of April 28, 1992, Item
340, at Councilmember McCarty's request for further
review.)

Accepting a loan repayment of \$70,000 from the Linda
Vista Redevelopment Project; amending the FY 1992
budget of the contribution to the Redevelopment Agency
Fund to include \$70,000; authorizing the reloan of
\$70,000 to the College Grove Redevelopment Project.

(Districts-4, 5, 6, and 7.)

CITY MANAGER SUPPORTING INFORMATION: This action will accept
the repayment of \$70,000 to the City from the Linda Vista
Shopping Center Redevelopment Project and authorize the reloan of
that same amount to the College Grove Shopping Center
Redevelopment Project. The funds are needed to pay for
insurance, audit, accounting, data processing and other mandated
costs incurred in the administration of the College Grove
Project. At present, all Tax Increment funds generated by the
College Grove Project are earmarked for repayment of development
costs, reimbursement to the County, and for the set-aside for
low/moderate income housing. It is anticipated that some Tax
Increment funds will be available from the College Grove Project
for administrative costs and repayment of this loan within three
to five years.

Aud. Cert. 9200781.

NOTE: See the Redevelopment Agency Agenda of May 5, 1992 for a
companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F110-157.)

MOTION BY McCARTY TO ADOPT. Second by Stevens. Passed by
the following vote: Wolfsheimer-nay, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-S404: CONTINUED TO MAY 11, 1992

Request from Councilmember Roberts for Council approval
to the naming of Route 56 as the Ted Williams Parkway.

FILE LOCATION:

COUNCIL ACTION: (Tape location: F160-305.)

MOTION BY BEHR TO CONTINUE TO MAY 11, 1992 TO ALLOW AN
OPPORTUNITY FOR THE COMMUNITY TO COMMENT ON THE PROPOSED
NAME. Second by McCarty. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea,
Behr-yea, Stallings-yea, McCarty-yea, Filner-not present,
Mayor O'Connor-not present.

NON-DOCKET ITEMS:

ITEM-ND-1:

None.

COUNCIL COMMENT:

ITEM-CC-1:

Special recognition to Chief Burgreen and commending each
and every one of those individuals involved in the crisis in
Los Angeles with a special partnership award presented to
Chief Burgreen for the community by Council Member Filner.
Mayor O'Connor also acknowledged that Chief Burgreen is
receiving a special Police Executive Research Forum 1992
Leadership Award.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A046-441.)

ITEM-CC-2:

Special recognition by Council Member Stallings to the Bike
to Work Today Committee and presentation of T-shirts to each
Council Member from the Committee.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B332-355.)

ADJOURNMENT:

The meeting was adjourned by Chairperson Wolfsheimer at 6:46
p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: G400).